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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
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11 NICHOLAS LYON, an individual,
12 Plaintiff,

13 v.

14 FUNIMATION PRODUCTIONS,
15 LTD., dba FUNIMATION
16 ENTERTAINMENT; AMERICAN
17 UNITED MEDIA, LLC, dba IFA
18 DISTRIBUTION; ROBERT
19 RODRIGUEZ, as an individual; GEN
20 FUKUNAGA, as an individual;
21 GIANT APE MEDIA; BULLET FILM
22 PRODUCTION COMPANY, L.L.C.
23 and DOES 1 through 10,

24 Defendants.
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CASE NO. SACV13-1322 MWF
(AJWx)

**[PROPOSED] TEMPORARY
RESTRAINING ORDER**

Courtroom 1600, Sixteenth Floor
Judge: Honorable Michael W.
Fitzgerald

1 FINDINGS OF FACT

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3 The Court has considered Plaintiff's complaint, Ex Parte Application for a
4 Temporary Restraining Order ("TRO Application"), Memorandum of Points and
5 Authorities, Declarations and Exhibits in support of Plaintiff's TRO Application
6 and all other papers filed herein.
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8 It appears to the satisfaction of the Court that:

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10 a. This Court has jurisdiction over the subject matter of this case, and there is good
11 cause to believe that the Court does or will have jurisdiction over the parties.
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13 b. Venue lies properly with this Court.
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15 c. There is good cause to believe that:
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17 The Complaint states claims upon which relief can be granted.
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19 d. Plaintiff is likely to prevail on the merits of this action.
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21 e. There is good cause to believe that immediate and irreparable harm will result
22 from Defendants ongoing conduct, absent entry of this TRO.
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24 f. Weighing the equities and considering the Plaintiff's likelihood of success in its
25 Complaint, this Order is in the public interest.
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1 ORDER

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3 It is therefore ordered:

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5 Plaintiff's application for a temporary restraining order is granted.

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7 Defendants, their employees, agents and/or any other persons acting with or on
8 their behalf are prohibited from:

- 9
- 10 a) engaging in any post production activities on the film entitled "Bullet"
- 11 (hereinafter "Motion Picture"), including editing;
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- 13 b) releasing any version of the Motion Picture that has not been edited under the
- 14 direction of Plaintiff;
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- 16 c) selling any version of the Motion Picture that has not been edited under the
- 17 direction of Plaintiff;
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- 19 d) distributing any version of the Motion Picture that has not been edited under
- 20 the direction of Plaintiff.
- 21
- 22 d) [if the Court grants a) through d)] Further, Defendants shall the affix " A
- 23 Nick Lyon Film" on all marketing and advertising for the Motion Picture.
- 24

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26 This Order shall remain in effect until the Court's hearing on

27 _____ at ____ in Courtroom 1600, United States District Court, 312 N.

28 Spring Street, Los Angeles, CA 90012, 16th Floor for Defendants to show cause, if

1 there is any, why this Court should not enter a preliminary injunction, pending final
2 ruling on the Complaint against Defendants.

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5 IT IS SO ORDERED.

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7 DATED: September __, 2013
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11 _____
Michael W. Fitzgerald
12 United States District Judge
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